

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE COBALT INTERNATIONAL
ENERGY, INC. SECURITIES
LITIGATION,

Lead Case No. 4:14-cv-3428 (NFA)

CLASS ACTION

Hon. Nancy F. Atlas

**NOTICE OF REQUEST OF VOLUNTARY DISMISSAL OF DEFENDANT
COBALT INTERNATIONAL ENERGY, INC.**

NOTICE IS HEREBY GIVEN that Plaintiffs, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, request dismissal of their action against Defendant Cobalt International Energy, Inc. (“Cobalt”). In support of which, Plaintiffs state as follows:

1. Plaintiffs’ claims against Cobalt have been stayed in accordance with 11 U.S.C. § 362(a)(1) of the Bankruptcy Code. *See* ECF No. 305.
2. This Court has the authority to dismiss Plaintiffs’ claims against Cobalt under Rule 41 of the Federal Rules of Civil Procedure. *See Arnold v. Garlock Inc.*, 288 F.3d 234, 237 (5th Cir. 2002) (“The district courts in the instant cases were similarly entitled to dismiss the debtor on the plaintiffs’ motions as a matter consistent with the terms of § 362(a) and the effective management of their dockets.”); *Villarreal v. City of Laredo*, 2007 WL 2900572, at *5 (S.D. Tex. Sept. 28, 2007) (“The prohibition under Section 362 against further proceedings is not absolute, and . . . this general rule is not a bar to voluntary dismissal of the remaining claims against [defendant in bankruptcy].”)

3. This voluntary dismissal does not dismiss the claims against any of the other Defendants.

Plaintiffs therefore request that the Court dismiss their claims without prejudice against Defendant Cobalt International Energy, Inc. pursuant to Rule 41(a) of the Federal Rules of Civil Procedure. A proposed order is attached.

Dated: December 22, 2017

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